4608

BILL NO. Z-79-08- 46

ZONING MAP ORDINANCE NO. Z- 25-79.

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. Q-10.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a R3 District under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. Q-10, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to wit:

Lots #51, #52, #53, #54, and Lots #191, #192, #193, #194, #195, #196, #197, #198, #199, #200, #201, #202, White Oak Park, Adams Township.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Samuel J. Talarico
Councilman

APPROVED AS TO FORM & LEGALITY

William N. Salin, City Attorney

Read the first time in full and on motion by Talarico, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and ~~Public Hearing to be held after due legal notice, at the~~ Council Chambers, City-~~County Building~~, Fort Wayne, Indiana, on _____, the _____ day of _____, 19__, at _____ o'clock ~~M.,E.S.T.~~

DATE: 8-28-79

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, placed on its passage.

PASSED (~~LOST~~) by the following vote:

| | AYES | NAYS | ABSTAINED | ABSENT | TO-WIT: |
|---|---|---|---|---|---|
| TOTAL VOTES | 9 | 0 | | | |
| BURNS | X | | | | |
| HINGA | X | | | | |
| HUNTER | X | | | | |
| MOSES | X | | | | |
| NUCKOLS | X | | | | |
| SCHMIDT, D. | X | | | | |
| SCHMIDT, V. | X | | | | |
| STIER | X | | | | |
| TALARICO | X | | | | |

DATE: 10-9-79

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (~~RESOLUTION~~) No. Z-25-79 on the 9th day of October, 19 79

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

Winfield C. Moses Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of October, 19 79, at the hour of 11:38 o'clock A M.,E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 17 day of October, 1979, at the hour of 10 o'clock _____ M.,E.S.T.

Robert E. Armstrong
MAYOR

Bill No. Z-79-08-46

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. Q-10

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

JOHN NUCKOLS - CHAIRMAN

SAMUEL J. TALARICO - VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. STIER

WILLIAM T. HINGA

10-9-79
DATE

CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHERAS, the Common Council of the City of Fort Wayne, Indiana on August 28, 1979, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-79-08-46; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on September 17, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall City Plan;

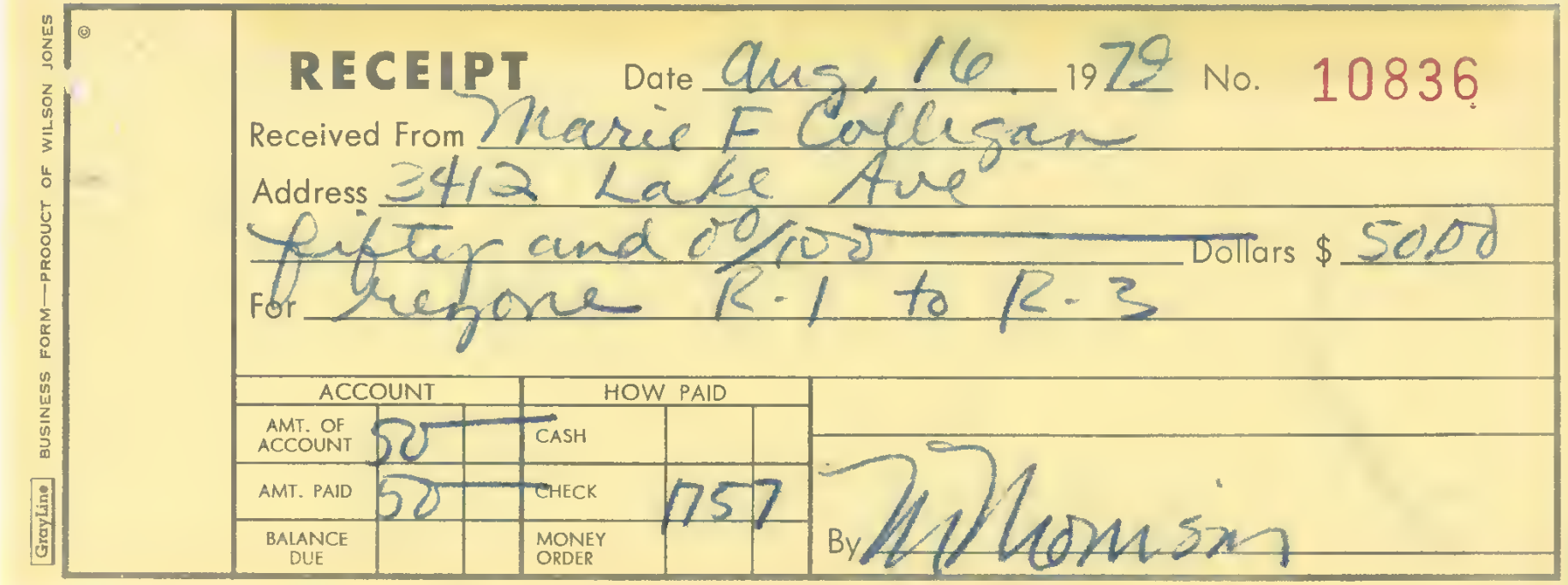
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held September 25, 1979.

Certified and signed this
25th day of September 1979.

Thomas G. Adams

Thomas G. Adams
Secretary



**RECEIPT** Date Aug. 16 1979 No. 10836

Received From Marie F Colligan

Address 3412 Lake Ave

fifty and 00/100 Dollars $ 50.00

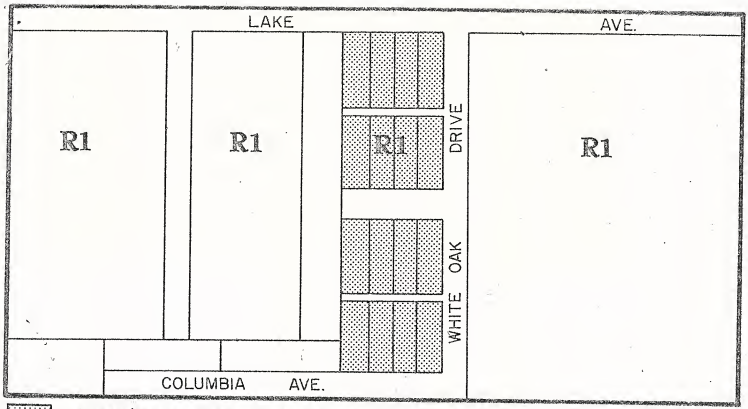
For Rezone R-1 to R-3

| ACCOUNT | | | HOW PAID | | |
|---|---|---|---|---|---|
| AMT. OF ACCOUNT | 50 | | CASH | | |
| AMT. PAID | 50 | | CHECK | 757 | |
| BALANCE DUE | | | MONEY ORDER | | |

By M Monson

BUSINESS FORM—PRODUCT OF WILSON JONES

GrayLine




AMENDMENT FROM R1 TO R3

MAP NR. - Q-10

Z-79-08-46

N

DRAWN BY MEG 8/17/79

PETITION FOR ZONING ORDINANCE AMENDMENT

RECEIPT NO. _____

DATE FILED _____

INTENDED USE _____

I/~~We~~ Marie F. Colligan
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne Indiana, by reclassifying from a/an R1 District to a/an R3 District the property described as follows:

Lots #51, #52, #53, #54, and Lots #191, #192, #193, #194, #195, #196, #197, #198, #199, #200, #201, #202, White Oak Park, Adams Township

(Legal Descrption) If additional space is needed, use reverse side.

(General Description for Planning Staff Use Only)

I/~~We~~, the undersigned, certify that I am/~~We~~ ~~are~~ the owner(~~s~~) of fifty-one percentum (51%) or more of the property described in this petition.

| (Name) | (Address) | (Signature) |
|---|---|---|
| *MARIE F. COLLIGAN | 3412 Lake Avenue<br>Fort Wayne, Indiana | *Marie F. Colligan |

(If additional space is needed, use reverse side.)

Legal Description checked by _____.

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or requst that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinance being sent to the newspaper for legal publication. If the request for deferral, continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matter for hearing before the City Plan Commission. (FILING FEE $50.00)

Name and address of the preparer, attorney or agent.

| (Name) Attorney | (Address & Zip Code) | (Telephone Number) |
|---|---|---|
| Norbert J. Schenkel, Jr., | 520 South Calhoun<br>Fort Wayne, Indiana 46802 | (219) 424-1333 |

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street, Fort Wayne, IN 46802 (PHONE: 219/423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoned.

Owners of Property

| | | |
|---|---|---|
| X | | X |
| | | |
| | | |
| | | |
| (Name) | (Address) | (Signature) |

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE

This form is to be filed in duplicate.

4567

Admn. Appr.

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment 3-79-08-15

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE West Boundary - East side of Hoagland; North Boundary - E/W alley between Taber & Creighton; East Boundary - East side of Webster; South Boundary - North side of Woodland.

EFFECT OF PASSAGE Property is now zoned R-2 - Two Family Residential and R-3 - Multiple Family Residential. Property will become R-1 - Single Family Residential.

EFFECT OF NON-PASSAGE Property will remain R-2 - Two Family Residential and R-3 - Multiple Family Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)

ASSIGNED TO COMMITTEE (J.N.) Regulations

OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk -:- room 122

October 22, 1979

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of October 25 and November 1, 1979, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Bill No. G-79-07-31
General Ordinance No. G-22-79

Bill No. Z-79-08-46
Zoning Map Ordinance No. Z-25-79

Bill No. Z-79-08-19
Zoning Map Ordinance No. Z-24-79

Please send us 12 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 9th day of October, 1979,the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-79-07-31 -- General Ordinance No. G-22-79, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley west of Dubois Street.

Notice is hereby given that on the 9th day of October, 1979, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-79-08-46 -- Zoning Map Ordinance No. Z-25-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. Q-10

Notice is hereby given that on the 9th day of October, 1979, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-79-08-19 -- Zoning Map Ordinance No. Z-24-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. M-3

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-79-07-31 -- General Ordinance No. G-22-79, Bill No. Z-79-08-46 -- Zoning Map Ordinance No. Z-25-79 and Bill No. Z-79-08-19 -- Zoning Map Ordinance No. Z-24-79, were passed by the Common Council on the 9th day of October, 1979, said Ordinances were duly signed and approved by the Mayor on the 17th day of October, 1979, and now remains on file and on record in my office.

Copies of Bill No. G-79-07-31 -- General Ordinance No. G-22-79, Bill No. Z-79-08-46 -- Zoning Map Ordinance No. Z-25-79 and Bill No. Z-79-08-19 -- Zoning Map Ordinance No. Z-24-79 will be posted for reading in the following places in Fort Wayne Allen County, Indiana.

(1) The main floor lobby of the City-County Building

(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

(3) The bulletin board in the lobby at the East door of the Allen County Court House

Copies of Bill No. G-79-07-31 -- General Ordinance No. G-22-79, Bill No. Z-79-08-46 -- Zoning Map Ordinance No. Z-25-79 and Bill No. Z-79-08-19 -- Zoning Map Ordinance No. Z-24-79 will be available for reading in the following places in Fort Wayne, Allen County, Indiana

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Charles W. Westerman

Charles W. Westerman - City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana fufilled and posted the above, ordinances in the designated places as stated on October 25, 1979.

Charles W. Westerman

Charles W. Westerman - City Clerk

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Fort Wayne Common Council
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

# PUBLISHER'S CLAIM

LINE COUNT

| | | |
|---|---|---|
| Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines | | |
| Head number of lines | | |
| Body number of lines | | 81 |
| Tail number of lines | | 2 |
| Total number of lines in notice | | 83 |

COMPUTION OF CHARGES

83 lines, 1 cents per line columns wide equals 83 equivalent lines at .259¢ $ 21.50

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

10 extra 5.00

Charge for extra proofs of publication (50 cents for each proof in excess of two)

$ 26.50

DATA ...T OF CLAIM.

...ems Size of type 5½ point

...2 Size of quad upon which type is cast 5½

Pursuat ... Ch. 89., Acts 1967.

I hereb ... e is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has bee...

V. E. Gerken

Date ... Title CLERK

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Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana fulfilled and posted the above ordinances in the designated places as stated on October 25, 1979.

Charles W. Westerman
City Clerk

10—25/11—1

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

10/25 - 11/1/79

V. E. Gerken

Subscribed and sworn to before me this 1 st day of November 19

Notary Public

My commission expires September 28, 1983

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Fort Wayne Common Council
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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| Charge for extra proofs of publication (50 cents for each proof in excess of two) 10 extra | 5.00 |
| TOTAL AMOUNT OF CLAIM. | $ 26.50 |

DATA FOR COMPUTING COST

Width of single column 9.9 ems — Size of type 5½ point

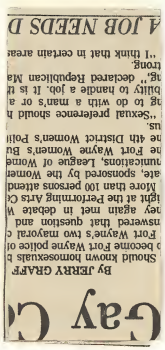
Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date Nov. 1, 19 79 — Title CLERK

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79 Title CLERK

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I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-79-07-31 — General Ordinance No. G-22-79, Bill No. Z-79-08-46 — Zoning Map Ordinance No. Z-25-79 and Bill No. Z-79-08-19 — Zoning Map Ordinance No. Z-24-79, were passed by the Common Council on the 9th day of October, 1979, said Ordinances were duly signed and approved by the Mayor on the 17th day of October, 1979, and now remains on file and on record in my office.

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Charles W. Westerman
City Clerk

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NT HERE

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1 st day of November 19 79

Notary Public

r 28, 1983

Form Prescribed by State Board of Accounts

General Form No. 99 P(Rev. 1967)

Fort Wayne Common Council
(Governmental Unit)

Allen County, Ind.

To NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

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Date Nov. 1, 19 79

Title CLERK

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...PY OF
...NT HERE

...dinance N... 79-08-19 ... No. Z-24- Common October, 1 duly sign Mayor on 1979, and record in ... Copies General C No. Z-79-0 nance No. 08-19 — Z-24-79 wi the follow Allen Cou...

De Lorean
...ll It Off
...body panels. And aluminum. ...haw! Let crazy John tackle the land of leprechauns.
...Detroiter De Lorean did not

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS.

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city/town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

10/25 - 11/1/79

V. E. Gerken

Subscribed and sworn to before me this 1 st day of November 19 79

Harry V. Owen
Notary Public

My commission expires September 28, 1983

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Fort Wayne Common Council
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

# PUBLISHER'S CLAIM

LINE COUNT

| | | |
|---|---|---|
| Display | Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines | |
| Head | number of lines | |
| Body | number of lines | 81 |
| Tail | number of lines | 2 |
| | Total number of lines in notice | 83 |

COMPUTION OF CHARGES

83 lines, 1 columns wide equals 83 equivalent lines at .259¢ cents per line $ 21.50

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 10 extra 5.00

TOTAL AMOUNT OF CLAIM. $ 26.50

DATA FOR COMPUTING COST

Width of single column 9.9 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date Nov. 1, 19 79

Title CLERK

PUBLISHER'S AFFIDAVIT

Notice is hereby given that on the 9th day of October, 1979, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-79-07-31 — General Ordinance No. G-22-79, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley west of Dubois Street.

Notice is hereby given that on the 9th day of October, 1979, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-79-08-46 — Zoning Map Ordinance No. Z-25-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. Q-10

Notice is hereby given that on the 9th day of October, 1979, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-79-08-19 — Zoning Map Ordinance No. Z-24-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. M-3

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-79-07-31 — General Ordinance No. G-22-79, Bill No. Z-79-08-46 — Zoning Map Ordinance No. Z-25-79 and Bill No. Z-79-08-19 — Zoning Map Ordinance No. Z-24-79, were passed by the Common Council on the 9th day of October, 1979, said Ordinances were duly signed and approved by the Mayor on the 17th day of October, 1979, and now remains on file and on record in my office.

Copies of Bill No. G-79-07-31 — General Ordinance No. G-22-79, Bill No. Z-79-08-46 — Zoning Map Ordinance No. Z-25-79 and Bill No. Z-79-08-19 — Zoning Map Ordinance No. Z-24-79 will be posted for reading in the following places in Fort Wayne Allen County, Indiana.

(1) The main floor lobby of the City-County Building

(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

(3) The bulletin board in the lobby at the East door of the Allen County Court House

Copies of Bill No. G-79-07-31 — General Ordinance No, G-22-79, Bill No. Z-79-08-46 — Zoning Map Ordinance No. Z-25-79 and Bill No. Z-79-08-19 — Zoning Map Ordinance No. Z-24-79 will be available for reading in the following places in Fort Wayne, Allen County, Indiana

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Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana fulfilled and posted the above, ordinances in the designated places as stated on October 25, 1979.

Charles W. Westerman
City Clerk

10—25/11—1

notary public in and for said county and state, the DEWALD who, being duly sworn, says ERK of the

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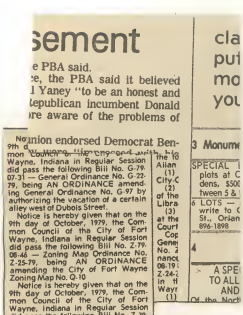
Orville DeWald

Date Nov. 1, 19 79 — Title CLERK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PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

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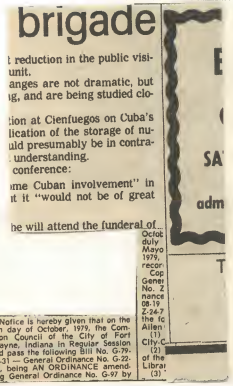
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